

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
NEW STREAM COMMERCIAL FINANCE, LLC,

Plaintiff,

- against -

HARVEY ELECTRONICS, INC.,

Defendant.
-----X

Case Management Plan

07-CV-9432 (RMB)

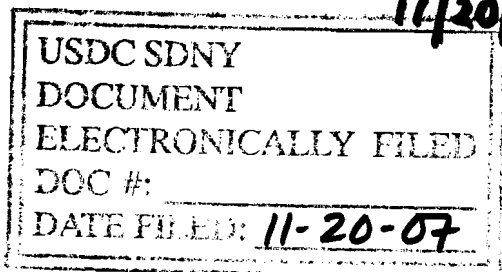
The following Case Management Plan is entered after consultation with the parties. This Plan is also a Rule 16 and Rule 26(f) scheduling order as required by the Federal Rules of Civil Procedure.

- (i) Joinder of additional parties by April 2, 2008.
- (ii) Amend the pleadings by April 2, 2008.
- (iii) All discovery to be **expeditiously** completed by March 3, 2008.
- (iv) Consent to Proceed before Magistrate Judge: none.
- (v) Status of settlement discussions: None have occurred; Defendant has not responded to pre-litigation efforts at resolution; early mediation should be considered.

Sections vi through xi will be set at conference with the Court.

- (vi) Motions: _____.
- (vii) Oral Argument: _____.
- (viii) Joint Pre-Trial Order to be submitted by: _____.
- (ix) Final Pre-Trial Conference: _____.
- (x) Trial: _____.
- (xi) Other: ~~N/A.~~ **Work on settlement, mediation, etc**

SO ORDERED: New York, New York



RMB

Hon. Richard M. Berman, U.S.D.J.

**3/3/08 @
10:30 with
Principals**